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S/N 09/477977

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John H. Burton et al. Examiner: R. Kearney  
Serial No.: 09/477977 Group Art Unit: 3739  
Filed: January 5, 2000 Docket No: 825.001US2  
Title IMPLANTABLE DEVICE AND METHOD FOR ADJUSTABLY  
RESTRICTING A BODY LUMEN

PETITION FOR A THREE-MONTH EXTENSION OF TIME

RECEIVED

FEB 20 2003

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Commissioner for Patents  
Washington, D.C. 20231

TECHNOLOGY CENTER R3700

In accordance with the provision of 37 CFR § 1.136(a), it is respectfully requested that a three-month extension of time be granted in which file an Appeal Brief which is in response to the Notice of Appeal mailed September 5, 2002, said period of response being extended from November 5, 2002 to February 5, 2003.

**Please charge Deposit Account No. 19-0743 in the amount of \$465.00 to cover the required extension fee. Please charge any additional fees or credit overpayment to deposit Account No. 19-0743.**

Respectfully Submitted

JOHN H. BURTON ET AL.

By their Representatives,

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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
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612-373-3612

Date:

Feb. 10, 2003

By:

Timothy E. Bianchi  
Reg. No: 39,610

CERTIFICATE UNDER 37 CFR § 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelop addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 10<sup>th</sup> day of February 2003

Name:

Timothy E. Bianchi

Signature: